

Thrift Bulletin

Handbook: Application Processing Handbook
Subject: Assessments

Section: 071
TB 48-2

November 30, 1990

Guidelines for Implementation of 12 CFR Parts 502 and 563d Pertaining to Assessments

Summary: This Bulletin supersedes the Application and Publication Fee Schedules that were included as an attachment to TB 48 dated September 6, 1990.

For Further Information Contact: Your Regional Office, the Corporate Activities Division or the Corporate and Securities Division of the Office of Thrift Supervision, Washington, DC.

Thrift Bulletin 48-2

Attached are the revised Application and Publication Fee Schedules for the calendar year 1991. These schedules supersede the Application and Publication Fee Schedules set forth in TB 48, dated September 6, 1990. ~~TB 48 and TB 48-1 and its attachment (Assessment Schedule)~~ will remain in effect, and TB 48-2 will serve as a supplement.

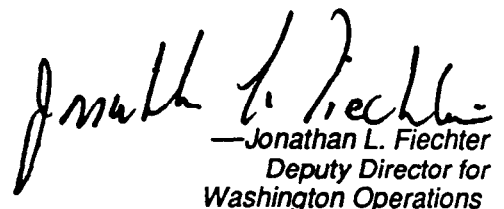
The 1991 Application Fee Schedule has been expanded to incorporate five new application types and fees. These additional applications and fees were not covered in the 1990 Application Fee Schedule because the agency did not have any historical basis on which to establish them. The H-(e)1-S and H-(e)1-S with Conversion applications have been added with fees of \$2,000 and \$8,400, respectively. The Capital Distribution, Voluntary Dissolution, and Divestiture of Control applications have been added with fees of \$1,500, \$1,000, and \$1,000, respectively. The OTS increased the fee for one application, Notice of New Activity. The fee was increased from

\$100 to \$1,000. The fees for three applications were reduced, Extension of Time from \$700 to \$300, Liquidity Penalty from \$2,500 to \$250, and Rebuttal of Concerted Action from \$5,700 to \$5,600.

The daily examination fees for examinations of savings association affiliates will remain at \$480 for the calendar year 1991.

Attachments

Application Fee Schedule for 1991
Pages 1-6
Publication Fee Schedule


—Jonathan L. Fiechter
Deputy Director for
Washington Operations

Application Fee Schedule for 1991

THE OFFICE OF THRIFT SUPERVISION DOES NOT GRANT WAIVERS OF FEES IN INDIVIDUAL CASES

MAJOR APPLICATION CATEGORIES

Branch (*de novo*)

Interstate	\$2,400
Intrastate	\$1,900

Change of Control\$12,400(P)(Q)(E)

Mutual to Stock Conversion-Part 563b (P)

Standard Conversion

Form AC	\$6,400
Forms OC/PS.....	(A)

Modified Conversion

Form AC	\$15,700(E)
Forms OC/PS.....	(A)

Voluntary Supervisory Conversion\$18,700(G)(H)

Merger Conversion (Section 563b.10(c))

Form AC	\$17,400(B)
Forms OC/PS.....	(A)

Holding Company with Conversion\$18,700(C)

Form H-(e)1-S with Conversion\$8,400(F)

Charter Conversion

State to Federal	\$1,400
OAKAR	\$5,700(F)
SASSER	\$5,700(F)

Holding Company (P)

Form H-(e)1	\$18,100(E)
Form H-(e)2	\$18,100(E)
Form H-(e)3	\$18,100(E)(X)
Form H-(e)4	\$1,000
Form H-(e)4	\$2,000(F)(Z)

Mutual Holding Company Reorganization (12 U.S.C. 1467a(o))

Form MHC-1	\$10,000(D)
Form MHC-2, Private Placement	\$6,400
Form MHC-2, Public Offering	(A)

Merger, Consolidation, Transfer of Assets, Assumption of Liabilities(P)(U)

Voluntary	\$5,200
Supervisory	\$5,700

Purchase or Sale of Office\$5,000(R)

Permission to Organize (P)

Original Submission	\$16,400
Compliance	\$4,300

RTC Transactions(O)(H)

Form H-(c)1 (Section 584.2-1)	\$150
Rebuttal of Concerted Action	\$5,600
Rebuttal of Control	\$5,600
Regulatory Exception	\$2,500
Service Corporation (Section 545.74(c)(7))	\$6,700
Securities Brokerage Notice (Section 545.74(c)(4))	\$5,000
Section 563b.3(i)	\$4,700(P)
Securities Offerings-Part 563g	(A) (I)
Trust Powers	\$4,200
Voluntary Dissolution (Section 546.4)	\$1,000

FOOTNOTES

- (A) A fee of 1/40th of one percent of the maximum aggregate price at which the securities are proposed to be offered. See also Rule 457 under the Securities Act of 1933.
- (B) The fee includes related merger application.
- (C) The fee includes related holding company, merger and interim applications (or change of control notice where applicable with respect to a modified conversion).
- (D) If the reorganization application is being filed by more than one savings association, add \$7,000 for each additional association. This fee includes related holding company and merger applications.
- (E) The fee includes related merger and interim application (where applicable).
- (F) The fee includes related holding company, merger and purchase and assumption applications.
- (G) The fee includes the related holding company application, change of control notice, and merger application (where applicable). If the conversion transaction involves the public offering of securities, pay an additional fee of 1/40th of one percent of the maximum aggregate price at which the securities are proposed to be offered.
- (H) The acquiror(s) must pay all fees; fees cannot be paid by the savings association.
- (I) There is no fee for securities sales reports filed pursuant to Section 563g.12 for offerings under Sections 563g.2 and 563g.4.
- (J) Proxy Statements:
 - 1. For definitive proxy material relating to a solicitation for which the savings association does not file preliminary proxy material, a fee of \$125. See Rule 14a-6(j) under the Securities Exchange Act of 1934 ("Exchange Act").
 - 2. For preliminary proxy material that solicits proxies for business for which a stockholder vote is necessary, but apparently no controversy is involved, a fee of \$125. See Rule 14a-6(j) under the Exchange Act.
- (K) For preliminary proxy material where a contest as set forth in Rule 14a-11 under the Exchange Act is involved, a fee of \$4,100 from each party to the controversy.
- (L) For preliminary proxy material involving acquisitions, mergers, consolidations, and reorganizations, a fee of 1/50th of one percent of the proposed cash payment or of the value of the securities and other property to be transferred to securities holders in the transaction. See Rule 14a-6(j) and Rule 0-11 under the Exchange Act. If the transaction involves the filing of a registration statement with the Securities and Exchange Commission for the registration under the Securities Act of 1933 of securities to be issued by a holding company in the transaction, the fee for the preliminary proxy material filed with the Office of Thrift Supervision shall be \$800.
- (M) A fee of 1/50th of one percent of the value of the securities proposed to be acquired by the acquiring person. See Rule 0-11 under the Exchange Act.
- (N) A fee of 1/50th of one percent of the aggregate of the cash or of the value of the securities or other property offered by the bidder. See Rule 0-11 under the Exchange Act.
- (O) The fee for RTC transactions is the same fee required for other transactions. Any application for a *de novo* charter will only be charged the applicable fee for a Change of Control (when the *de novo* will be controlled by an individual(s)) or a Holding Company (when the *de novo* will be controlled by a company) application. Fees for RTC transactions will only be charged to the winning bidder. Approvals of RTC transactions will be conditioned upon payment of those fees.
- (P) Any application, notice, filing or request that requires an FBI fingerprint background check must submit an additional \$23 per FBI fingerprint background check to cover the FBI processing fee.
- (Q) This fee also will apply to a type of transaction where an individual forms an interim and the interim acquires a thrift. This type of transaction is exempt from the Change in Bank Control Act, but subject to the Bank Merger Act.

Publication Fee Schedule

Publication Fee Charges:

Refer to the OTS Publication Brochure for the current publication fees. The brochure can be obtained from the Controller, Office of Thrift Supervision, 1700 G Street, N.W., Washington, D.C. 20552.

FOIA Fee Charges:

According to Category of Requester as Established in the 1987 Amendment to the FOIA.

Commercial

Duplication	\$.15 per page
Search/Review	\$20.00 per hour or fraction thereof
Computer Charges (Thrift Financial Report)	\$ 4.00 processing fee per request \$ 3.00 per Statement of Condition/ Operation
	\$.50 per page for additional financial schedules

Educational Institutions, Non-Commercial Scientific Institutions, Representatives of the News Media

The first 100 pages (or 33 Statement of Condition/Operation Reports) shall be furnished without charge. Additional documents/reports will be furnished for reproduction costs alone (no search fees).

All other Requesters

The first 100 pages (or 33 Statement of Condition/Operation Reports) and the first two hours of search time shall be furnished without charge. Thereafter they shall be charged the same as commercial requesters.

Gold Seal Fee Charges:

All documents issued by the Office of Thrift Supervision requiring affixation of the official gold seal will cost \$25.00 per gold seal requested.